IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 19TH MARCH 2007 / 28TH PHALGUNA 1928

WP(C).No. 11270 of 2005(N)

PETITIONER:

M/S. ANAND ENTERPRISES, V/460,
THRIKKAIPETTA ROAD, MUTTIL P.O.,
WAYANAD DISTRICT, REPRESENTED BY ITS
MANAGING PARTNER, SRI.R. ANAND.

BY ADV. SRI.N.MURALEEDHARAN NAIR
SRI.V.K.SHAMUSUDHEEN

RESPONDENTS:

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1. ADDITIONAL SALES TAX OFFICER,
VYTHIRI AT KALPETTA.

2. GENERAL MANAGER AND MEMBER SECRETARY
DISTRICT LEVEL COMMITTEE ON SALES TAX EXEMPTION
DISTRICT INDUSTRIES CENTER, WAYANAD.

3. STATE LEVEL COMMITTEE ON SALES
TAX EXEMPTION REPRESENTED BY DIRECTOR OF
INDUSTRIES AND COMMERCE, VIKAS BHAVAN P.O.,
THIRUVANANTHAPURAM.

BY G.P. SRI. C.K. GOVINDAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 19/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF THE SSI REGISTRATION CERTIFICATE ISSUED BY 2ND RESPONDENT DATED 10.4.2002

EXT.P2 TRUE COPY OF THE ORDER PASSED BY THE 2ND RESPONDENT NO. D/477(B)/03 DATED 4.8.2003

EXT.P3 TRUE COPY OF THE ORDER PASSED BY THE THIRD RESPONDENT NO. FC-3 21025/03 DATED 20.9.2004

EXT.P4 TRUE COPY OF THE LETTER ISSUED BY THE SECRETARY TO GOVT. NO. 31308/83/92/ID DATED 26.2.93

EXT.P5 TRUE COPY OF THE CERTIFICATE ISSUED BY 2ND RESPONDENT TO M/S. SARADHA INDUSTRIES DATED 14.12.2001

EXT.P6 TRUE COPY OF REVISION PETITION FILED BY THE PETITIONER BEFORE THE THIRD RESPONDENT DATED 1.10.2004

EXT.P7 TRUE COPY OF THE LETTER ISSUED BY 3RD RESPONDENT DATED 7.3.2005

EXT.P8 TRUE COPY OF THE ORDER PASSED BY THIS HON'BLE COURT IN WPC 8169/05 DATED 11.3.2005

EXT.P9 TRUE COPY OF THE ASSESSMENT ORDER PASSED BY FIRST RESPONDENT FOR THE YEAR 2002-03 DATED 28.2.2005

EXT.P10 TRUE COPY OF THE DEMAND NOTICE ISSUED BY THE FIRST RESPONDENT IN FORM NO. 13 DATED 18.3.2005

EXT.P11 DO.DO. FORM NO. 24 DATED 17.3.2005

RESPONDENTS' EXHIBITS: NIL.

TRUE COPY

P.S. TO JUDGE.

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO. 11270 OF 2005

Dated this the 19th day of March, 2007

JUDGMENT

Since Government Pleader reported that State Level Committee has granted exemption for petitioner and the balance is only for the General Manager, District Industries Centre, to issue certificate, W.P. is therefore closed directing the General Manager, District Industries Centre to go by the decision of the State Level Committee and issue certificate based on the decision within one month from now. Interim orders issued by this Court will continue for six weeks from now and recovery thereafter will be for amount if any due in excess of amount certified by General Manager (Industries).

(C.N.RAMACHANDRAN NAIR)
Judge